



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
07/886,391	09/18/90	HAIR	A 2102.001-CON
EXAMINER NGUYEN, H			
ANSEL M. SCHWARTZ 425 N. CRAIG STREET SUITE 301 PITTSBURGH, PA 15213		ART UNIT	PAPER NUMBER
		239	21
DATE MAILED: 09/09/91			

This is a communication in the file of your application.
Any subsequent correspondence should be addressed to the Office.

This application has been examined Responsive to communication filed on 9/18/90 This action is made final.

A shortened statutory period for response to this action is set to expire 3 month(s), 0 days from the date of this letter.

Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

1. Notice of References Cited by Examiner, PTO-892.
2. Notice re Patent Drawing, PTO-948.
3. Notice of Art Cited by Applicant, PTO-1449.
4. Notice of Informal Patent Application, Form PTO-152
5. Information on How to Effect Drawing Changes, PTO-1474.
6.

Part II SUMMARY OF ACTION

1. Claims 11-13, 15 and 21 are pending in the application.

Of the above, claims _____ are withdrawn from consideration.

2. Claims 1-10, 14, 16-20 have been cancelled.

3. Claims _____ are allowed.

4. Claims 11-13, 15 and 21 are rejected.

5. Claims _____ are objected to.

6. Claims _____ are subject to restriction or election requirement.

7. This application has been filed with informal drawings under 37 C.F.R. 1.85 which are acceptable for examination purposes.

8. Formal drawings are required in response to this Office action.

9. The corrected or substitute drawings have been received on _____. Under 37 C.F.R. 1.84 these drawings are acceptable; not acceptable (see explanation or Notice re Patent Drawing, PTO-948).

10. The proposed additional or substitute sheet(s) of drawings, filed on _____, has (have) been approved by the examiner; disapproved by the examiner (see explanation).

11. The proposed drawing correction, filed _____, has been approved; disapproved (see explanation).

12. Acknowledgement is made of the claim for priority under U.S.C. 119. The certified copy has been received not been received been filed in parent application, serial no. _____; filed on _____.

13. Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11; 453 O.G. 213.

14. Other

Art Unit 239

1. The preliminary amendment filed on 9/18/90 has been entered.

2. The following is a quotation of 35 U.S.C. § 103 which forms the basis for all obviousness rejections set forth in this Office action:

A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Subject matter developed by another person, which qualifies as prior art only under subsection (f) or (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

3. Claims 11-13, 15 and 21 are rejected under 35 U.S.C. § 103 as being unpatentable over Hughes'US/3990710.

Hughes shows a system for dubbing information from a first memory of a first party (20) to a second memory of a second party (35) who controls the use and in possession of the second memory.

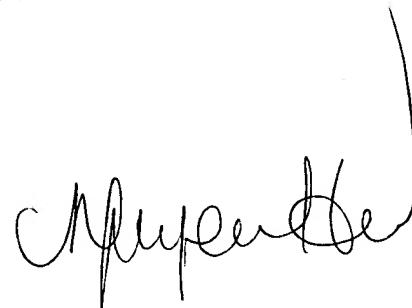
Hughes shows a slot (28) for receiving money transferred to the first party from the second party. Hughes further shows that the first and the second memory are connected electronically (18-24) such that information can pass therethrough. Hughes further

Art Unit 239

shows that signal is transmitted from the first memory to the second memory with a transmitter in control and possession of the first party to a receiver having the second memory at a location determined by the second party wherein the receiver is in possession and control of the second party (col. 2 lines 27-65, col. 1 lines 55-68, col. 5 lines 7-21, col. 6 lines 32-55). Hughes fails to specifically teach the claimed method and steps. However, the claimed method and steps are seen to obviously correspond to the apparatus and its features shows by Hughes.

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hoa Nguyen whose telephone number is (703) 308-1292.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-0754.



Hoa Nguyen
Examiner, A.U. 239
September 06, 1991